

Note from the Codifier: The OAH website includes notices and the text of proposed temporary rules as required by G.S. 150B-21.1(a1). Prior to the agency adopting the temporary rule, the agency must hold a public hearing no less than five days after the rule and notice have been published and must accept comments for at least 15 business days.
For questions, you may contact the Office of Administrative Hearings at 984-236-1850 or email oah.postmaster@oah.nc.gov.

TITLE 21 – OCCUPATIONAL LICENSING BOARDS AND COMMISSIONS

CHAPTER 50 - BOARD OF EXAMINERS OF PLUMBING, HEATING AND FIRE SPRINKLER CONTRACTORS

Notice is hereby given in accordance with G.S. 150B-21.1 that the Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors intends to adopt the rule cited as 21 NCAC 50 .0415.

Codifier of Rules received for publication the following notice and proposed temporary rule on: September 30, 2021.

Public Hearing:

Date: October 15, 2021

Time: 8:00 a.m.

Location: 155 Sugarloaf Road, Hendersonville, NC 28792

Reason for Proposed Temporary Action: The effective date of a recent act of the General Assembly or of the U.S. Congress. Session Law 2021-122 allows for the bidding of projects by licensees of the State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors even if those projects include work requiring a license issued by either the State Licensing Board for General Contractors or the State Board of Examiners of Electrical Contractors under certain conditions and subject to rules adopted by the State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors. Temporary rules are needed to provide clarity to the marketplace for contractors.

Comment Procedures: Comments from the public shall be directed to: Dale Dawson, 1109 Dresser Court, Raleigh, NC 27609. The comment period begins October 1, 2021 and ends October 29, 2021.

SECTION .0400 - GENERAL PROCEDURES

21 NCAC 50 .0415 PROPOSAL, BID, ESTIMATE, PERFORMANCE UNDER G.S. 87-1.1

If a building project is bid or performed pursuant to G.S. 87-1.1:

- (1) the total amount of work to be performed by all licensed general contractors shall not exceed 25 percent of the total bid price;
- (2) the total amount of work to be performed by all licensed contractors issued a license by the State Board of Examiners of Electrical Contractors under G.S. 87-42 shall not exceed 25 percent of the total bid price.

Authority G.S. 87-1.1; 87-18; S.L. 2021-122.